A BILL

FOR AN ACT TO AUTHORIZE RAILROAD COMPANIES TO CONDEMN LANDS FOR ADDITIONAL RIGHT OF WAY, ON WHICH TO ERECT FENCES, OR PLANT HEDGES TO PREVENT THE BLOCKADING OF SUCH RAILROADS BY SNOW, AMENDATORY OF CHAPTER 5, OF TITLE X, OF THE CODE.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. Any railroad corporation owning or operating a completed railway, or engaged

2 in building a railway, or which may hereafter build and operate a railway in the State of

3 Iowa, shall have the power to condemn lands for additional right of way, not to exceed one

4 hundred and fifty feet outside of the right of way now allowed, on which to erect fences or

5 plant hedges for the prevention of blockades of such railroad by snow. Provided, that when

6 hedges shall be planted, they shall not be planted nearer to the outer line of such right of way

7 so condemned than twenty feet. Provided, further, that before any proceedings shall be in-

8 stituted to condemn such additional lands, the railway company shall apply to the Railway

9 Commissioners, who shall give notice in writing to the land owner, and examine the lands

10 thus sought to be condemned. If upon such examination said Railway Commissioners

11 shall determine that there is need of such additional right of way, for the uses and pur-

12 poses hereof, they shall make and file in the office of the clerk of the district court in the

13 county in which the land is situated, a report of their examination, setting forth the facts

14 of such necessity for additional right of way, with a full description of the lands sought to

15 be condemned, and a full description of the lands recommended by them for condemnation

16 for the reasonable use of such railway company for protection against blockades by snow.

17 Upon the filing of such report as herein provided, such railway company may proceed in

18 the manner now provided by law for the condemnation of such additional right of way

19 recommended by the Railway Commissioners.